

Subchapter II of this chapter, referred to in subsec. (a)(1), (2), was in the original “title III”, meaning title III of Pub. L. 91-513, Oct. 27, 1970, 84 Stat. 1285. Part A of title III comprises subchapter II of this chapter. For classification of Part B, consisting of sections 1101 to 1105 of title III, see Tables.

#### AMENDMENTS

2000—Subsec. (a). Pub. L. 106-310, §3502(b)(1), substituted “section 823(g)(1) of this title” for “section 823(g) of this title” in two places in concluding provisions.

Subsec. (d). Pub. L. 106-310, §3502(b)(2), substituted “section 823(g)(1) of this title” for “section 823(g) of this title”.

1994—Subsec. (g). Pub. L. 103-322 inserted “or chemical” after “such substance” in last sentence.

1993—Subsec. (a). Pub. L. 103-200, §3(d)(1), inserted “or a list I chemical” after “controlled substance” in introductory provisions and par. (2) and inserted “or list I chemicals” after “controlled substances” in par. (3).

Subsec. (b). Pub. L. 103-200, §3(d)(2), inserted “or list I chemical” after “controlled substance”.

Subsec. (f). Pub. L. 103-200, §3(d)(3), inserted “or list I chemicals” after “controlled substances” wherever appearing.

Subsec. (g). Pub. L. 103-200, §3(d)(4), inserted “or list I chemicals” after “controlled substances” in two places and “or list I chemical” after “controlled substance” wherever appearing.

1987—Subsec. (a)(5). Pub. L. 100-93 added par. (5).

1984—Subsec. (a)(3). Pub. L. 98-473, §512(1), inserted provisions relating to suspension, etc., recommended by competent State authority.

Subsec. (a)(4). Pub. L. 98-473, §512(2), added par. (4).

Subsec. (f). Pub. L. 98-473, §304, inserted provisions relating to vesting of right, title, and interest in the United States.

Subsec. (g). Pub. L. 98-473, §513, added subsec. (g).

1974—Subsec. (a). Pub. L. 93-281, §4(a), provided for revocation or suspension of a registration pursuant to section 823(g) of this title for failure of a registrant to comply with standards referred to in such section 823(g).

Subsec. (d). Pub. L. 93-281, §4(b), substituted “A suspension under this subsection” for “Such suspension” in third sentence.

#### EFFECTIVE DATE OF 1994 AMENDMENT

Amendment by Pub. L. 103-322 effective 120 days after Dec. 17, 1993, see section 330024(f) of Pub. L. 103-322, set out as a note under section 802 of this title.

#### EFFECTIVE DATE OF 1993 AMENDMENT

Amendment by Pub. L. 103-200 effective on date that is 120 days after Dec. 17, 1993, see section 11 of Pub. L. 103-200, set out as a note under section 802 of this title.

#### EFFECTIVE DATE OF 1987 AMENDMENT

Amendment by Pub. L. 100-93 effective at end of fourteen-day period beginning Aug. 18, 1987, and inapplicable to administrative proceedings commenced before end of such period, see section 15(a) of Pub. L. 100-93, set out as a note under section 1320a-7 of Title 42, The Public Health and Welfare.

#### PROVISIONAL REGISTRATION

Applicability of this section to provisional registrations, see section 703 of Pub. L. 91-513, set out as a note under section 822 of this title.

### § 825. Labeling and packaging

#### (a) Symbol

It shall be unlawful to distribute a controlled substance in a commercial container unless such container, when and as required by regulations

of the Attorney General, bears a label (as defined in section 321(k) of this title) containing an identifying symbol for such substance in accordance with such regulations. A different symbol shall be required for each schedule of controlled substances.

#### (b) Unlawful distribution without identifying symbol

It shall be unlawful for the manufacturer of any controlled substance to distribute such substance unless the labeling (as defined in section 321(m) of this title) of such substance contains, when and as required by regulations of the Attorney General, the identifying symbol required under subsection (a) of this section.

#### (c) Warning on label

The Secretary shall prescribe regulations under section 353(b) of this title which shall provide that the label of a drug listed in schedule II, III, or IV shall, when dispensed to or for a patient, contain a clear, concise warning that it is a crime to transfer the drug to any person other than the patient.

#### (d) Containers to be securely sealed

It shall be unlawful to distribute controlled substances in schedule I or II, and narcotic drugs in schedule III or IV, unless the bottle or other container, stopper, covering, or wrapper thereof is securely sealed as required by regulations of the Attorney General.

(Pub. L. 91-513, title II, §305, Oct. 27, 1970, 84 Stat. 1256.)

#### REFERENCES IN TEXT

Schedules I, II, III, and IV, referred to in subsecs. (c) and (d), are set out in section 812(c) of this title.

#### EFFECTIVE DATE

Section effective on first day of seventh calendar month that begins after Oct. 26, 1970, but with Attorney General authorized to postpone such effective date for such period as he might determine to be necessary for the efficient administration of this subchapter, see section 704(c) of Pub. L. 91-513, set out as a note under section 801 of this title.

### § 826. Production quotas for controlled substances

#### (a) Establishment of total annual needs

The Attorney General shall determine the total quantity and establish production quotas for each basic class of controlled substance in schedules I and II and for ephedrine, pseudoephedrine, and phenylpropanolamine to be manufactured each calendar year to provide for the estimated medical, scientific, research, and industrial needs of the United States, for lawful export requirements, and for the establishment and maintenance of reserve stocks. Production quotas shall be established in terms of quantities of each basic class of controlled substance and not in terms of individual pharmaceutical dosage forms prepared from or containing such a controlled substance.

#### (b) Individual production quotas; revised quotas

The Attorney General shall limit or reduce individual production quotas to the extent necessary to prevent the aggregate of individual